

Exhibit 1

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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
Index No. 09-Civ-7644 (PAC) (THK)

-----x
JUAN CASTILLO and RATAKIT BOONNAK,

Plaintiffs,

-against-

TIME WARNER CABLE OF NEW YORK CITY,
A DIVISION OF TIME WARNER ENTERTAINMENT,
L.P.,

Defendants.

-----x
950 Third Avenue
New York, New York
January 24, 2012
2:06 p.m.

VIDEOTAPED DEPOSITION of DARREN
MARAJ, taken by the Defendants, pursuant to
Subpoena, held at the aforementioned time and
place, before Sherri Flagg, a Registered
Professional Reporter, Certified LiveNote
Reporter, and Notary Public.

* * *

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2 APP E A R A N C E S:
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5 Attorneys for Plaintiffs:
6

7
8 LAW OFFICES OF LEE NUWESRA
9 1623 Unionport Road
10 Suite 101
11 Bronx, New York 10462
12 (718) 942-4294
13

14 BY: LEE NUWESRA, ESQ.
15 E-MAIL: lnuwesra@optonline.com
16

17 Attorneys for Defendants:
18

19 KAUFF MCGUIRE & MARGOLIS LLP
20 950 Third Avenue
21 14th Floor
22 New York, New York 10022
23 (212) 909-3521
24

25 BY: MARJORIE B. KULAK, ESQ.
26 E-MAIL: kulak@kmm.com
27

28 A L S O P R E S E N T:
29 JOE BARRION, Videographer
30 RONALD TURNER, Time Warner Cable
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2 STIPULATIONS

3

4 IT IS HEREBY STIPULATED AND AGREED
5 by and among counsel of the respective parties
6 hereto, that the filing, sealing and
7 certification of the within deposition shall
be and same are hereby waived;

8

9 IT IS FURTHER STIPULATED AND AGREED
10 that all objections, except as to form of the
11 question, shall be reserved to the time of
trial;

12

13 IT IS FURTHER STIPULATED AND AGREED
14 that the within deposition may be signed
15 before any Notary Public with the same force
16 and effect as if signed and sworn to before
the Court.

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1 - D. MARAJ -

2 *****

3 VIDEO TECHNICIAN: My name is Joe
4 Barrion of Veritext New York, 1250
5 Broadway, New York, New York.

6 The date today is January 24, 2012,
7 and the time is approximately 2:06.

8 This deposition is being held in the
9 office of Kauff McClain & McGuire [sic],
10 located at 950 Third Avenue, New York,
11 New York.

12 The caption of this case is Juan
13 Castillo and Ratakit Boonnak versus Time
14 Warner Cable of New York City, United
15 States District Court, Southern District
16 of New York; Case No. 09-civ-7644 (PAC)
17 (THK).

18 The name of the witness is Darren
19 Maraj.

20 At this time the attorneys will
21 identify themselves and the parties they
22 represent, after which our court reporter,
23 Sherri Flagg of Veritext, will swear in
24 the witness and we can proceed.

25 MS. KULAK: Marjorie Kulak from

Veritext Corporate Services

800-567-8658

973-410-4040

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1 - D. MARAJ -

2 Kauff McGuire Margolis from Time Warner
3 Cable. Also with me here today is Ronald
4 Turner from Time Warner Cable.

5 MR. NUWESRA: Good afternoon,

6 Mr. Barrion. My name is Lee Nuwesra of
7 1623 Unionport Road, here representing
8 Mr. Maraj.

9 | * * *

10 D A R R E N M A R A J,
11 first duly sworn/affirmed, was
12 examined and testified as follows:

13 EXAMINATION BY

14 MS. KULAK:

15 Q. Good morning, Mr. Maraj.

16 A. Good morning.

17 Q. Can you state your name for the
18 record, please.

19 A. Darren Maraj.

Q. And can you state your address for
the record.

22 A. REDACTED

23 | Pennsylvania.

24 Q. We're going to start the deposition,
25 I'm just going to give you some basic opening

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2 tech?

3 A. I would have to say it would be
4 2005. I can't be too sure.

5 Q. And who was your supervisor when you
6 were a service tech?

7 A. Chris Tartarone.

8 Q. And as a service tech, what were
9 your duties and responsibilities?

10 A. For service calls from a customer's
11 loss of video service or a phone or Internet.

12 Q. And what was your next position
13 after being a service tech?

14 A. That's when I got transferred to
15 business services.

16 Q. And just to clarify, up until this
17 transfer to business services, all the
18 positions that you just spoke about were in
19 Northern Manhattan?

20 A. Northern Manhattan.

21 Q. And when did you get transferred to
22 business services?

23 A. That was last year, I would say
24 ending of winter last year.

25 Q. When you say "last year," do you

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1 - D. MARAJ -

2 Q. Okay. So you and those two other
3 people are in the same -- treated the same?

4 A. Right.

5 Q. And so when you were -- when you
6 mentioned before that you're still experiencing
7 inequality, other than this shift, what other
8 -- is there any other reason why you're
9 experiencing inequality?

10 A. Well, I also do the installs at
11 certain times also where the install guys get
12 four-day shifts.

13 Q. And do the other two people that you
14 work with also do installs?

15 A. Yeah, some days I believe they do.

16 Q. So that's -- for this location that
17 you're in, that's the norm for this location?

18 A. Well, they're supposed to be
19 changing it. That's what they told us. And
20 every time we keep asking them, they're working
21 on it and it's been over a month.

22 Q. And for what other reason do you
23 feel that there's inequality now in this
24 current position?

25 A. One guy became crew chief and I

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2 never even knew there was a crew chief position
3 that was available.

4 Q. Who was made crew chief?

5 A. Matt Gonzalvez.

6 Q. How long had he worked in that
7 location for?

8 A. Who, Matt?

9 Q. Matt, yeah.

10 A. I don't know.

11 Q. Longer than you?

12 A. I believe I have more seniority than
13 him.

14 Q. Okay.

15 A. But he was working at Staten Island
16 before I moved to Bergen.

17 Q. So he's in the same -- like the same
18 management group that you're in? I'm not using
19 the right word. You guys work out of the same
20 location?

21 A. Yeah, Staten Island and Bergen were
22 separate but we're all under Tom Cipriano.

23 Q. And when was Matt made a crew chief?

24 A. This was recent. I'd say maybe a
25 couple months.

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2 Q. And do you know who made him a crew
3 chief?

4 A. I have no idea.

5 Q. Does he do a good job as crew chief?

6 A. To be honest with you, I'm the only
7 guy in Bergen and I'm only really concerned
8 with my work, as he never has to come to my
9 assistance for anything.

10 Q. And so Matt is really more focused
11 in Staten Island?

12 A. Yes.

13 Q. If you're the only person in Bergen,
14 would they ever make a crew chief for Bergen?

15 A. I have no idea. But they told me
16 he's my crew chief now, so I don't know how
17 that happened.

18 Q. When he was made a crew chief, did
19 Matt receive more money?

20 A. Crew chiefs make more money.

21 Q. Is there any other reason why you
22 feel that there's inequality?

23 A. No.

24 Q. One of the reasons why you're here
25 today is because you provided a declaration in